

**REMARKS**

Favorable reconsideration of this application, in light of the preceding amendments and following remarks, is respectfully requested.

Claims 1-3, 7 and 13-18, 20-21, 23 and 25 are pending in this application. By this Amendment claims 1-3, 7, 13-18, 20-21, 23 and 25 are amended and claims 4, 19, 22, 24 and 26 have been cancelled. No new matter is added. Claims 1, 13, 14, 15, and 16 are the independent claims. Example support for the amendments herein may be found at Para. [0009, 0015-0016, 0031-0032, 0037] of Applicants' application.

**Examiner Interview**

Initially, Applicants wish to thank Examiner Dunn for her time and helpful comments during the personal interview of October 8, 2008. During the personal interview, it was agreed that if independent claims 1 and 13-16 are amended as shown above, this would overcome the Examiner's art rejections.

For example, as discussed during the interview, and admitted in part by the Examiner at Pg. 4 of the July, 25, 2008 Office Action, neither Kato nor Hirayama disclose "a navigation area storing a navigation file including first and second navigation segments, **the first navigation segment and the second navigation segment launching the first playlist file and the second playlist file** by **using a first navigation command and a second navigation command**, respectively such that the first navigation segment and the second navigation segment represent **different reproduction paths of a title of the video data**," as recited in amended claim 1. Instead, the Examiner relied on McMahon at Pg. 4 of the July, 25, 2008 Office Action to disclose the above limitation. However, as discussed during the interview, the "playlist" disclosed at Para. [0045] of McMahon does not disclose "a playlist area storing a **first playlist file and a second playlist file including at least**

one playitem identifying a playing interval in a clip of the video data respectively, the first and second playlist files identifying video data of different reproduction paths from each other, and the playing interval including an IN-point and OUT-point indicating positions of the clip,” as recited in amended claim 1. More specifically, as disclosed at Para. [0014] of McMahon, the “playlist” of McMahon is “a list of pointers to an MP3 or other file, that provides an order and a specific location of MP3 files.” As such, McMahon fails to disclose a “playlist” having a “playitem identifying a playing interval...including an IN-point and OUT-point indicating positions of the clip.” Further, the “playlist” of McMahon is not disclosed to be one of a plurality of playlists “launched” by a “navigation segment” using a “navigation command,” as recited in amended claim 1.

Further, regarding the 35 U.S.C. § 101 rejection, according to the Examiner’s suggestion, Applicants have amended the claims to recite “recording medium” instead of “computer-readable medium.” In return, the Examiner has agreed to reevaluate the 35 U.S.C. § 101 rejection.

#### **Rejections under 35 U.S.C. § 101**

Claims 1-4 and 7 are rejected under 35 U.S.C. § 101 because the claimed invention is directed to non-statutory subject matter. Applicants have amended claims 1-4 and 7 according to the Examiner’s suggestion. Therefore, Applicants respectfully request that the rejection to the above claims under 35 U.S.C. § 101 be withdrawn.

**Rejections under 35 U.S.C. § 103**

**Claims 1-4, 7, 13, 14, and 17-22**

Claims 1-4, 7, 13, 14, and 17-22 are rejected under 35 U.S.C. § 103(a) as being unpatentable over US Patent No. 2005/0019007 (hereinafter, "Kato") in view of US Patent No. 5,630,006 (hereinafter, "Hirayama") in further view of US Patent Publication No. 2004/0019396 (hereinafter, "McMahon"). Applicants respectfully traverse this rejection for the reasons detailed below.

Amended claim 1 recites *inter alia*, "a playlist area storing a **first playlist file and a second playlist file including at least one playitem identifying a playing interval in a clip of the video data** respectively, the first and second playlist files identifying video data of **different reproduction paths** from each other, and the **playing interval including an IN-point and OUT-point indicating positions of the clip,**" and "a navigation area storing a navigation file including first and second navigation segments, **the first navigation segment and the second navigation segment launching the first playlist file and the second playlist file by using a first navigation command and a second navigation command,** respectively such that the first navigation segment and the second navigation segment represent **different reproduction paths of a title of the video data.**"

As was discussed during the October 8, 2008 Examiner interview and has been reiterated above, the Examiner agreed that amended claim 1 is patentable over Kato, Hirayama, and McMahon, either singly or in combination. Independent claims 13 and 14 recite similar limitations to claim 1, and therefore, are patentable for at least the reasons stated above with respect to claim 1. Dependent claims 2-3, 7, 17-18 and 20-21 are patentable at least by virtue of their dependency on one of independent claims 1, 13 and 14. Claims 4, 19 and 22 are cancelled. Applicants, therefore, respectfully request that the rejection to the above claims under 35 U.S.C. § 103(a) be withdrawn.

Claims 15, 16, and 23-26

Claims 15, 16, and 23-26 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Kato in view of Hirayama in further view of McMahon in further view of US Patent No. 7,050,384 (hereinafter, "Sasaki"). Applicants respectfully traverse this rejection for the reasons detailed below.

Even assuming *arguendo* that Kato, Hirayama, McMahon, and Sasaki are combinable (which Applicants do not admit), Sasaki still fails to remedy the deficiencies of Kato, Hirayama and McMahon with respect to claim 1. Independent claims 15 and 16 are at least somewhat similar to claim 1 and therefore patentable for at least somewhat similar reasons. Dependent claims 23 and 25 are at least patentable by virtue of their dependency on one of independent claims 15 and 16. Claim 24 and 26 are cancelled. Applicants, therefore, respectfully request that the rejection to the above claims under 35 U.S.C. § 103(a) be withdrawn.

**CONCLUSION**

In view of the above remarks and amendments, the Applicants respectfully submit that each of the pending objections and rejections has been addressed and overcome, placing the present application in condition for allowance. A notice to that effect is respectfully requested. If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to contact the undersigned.

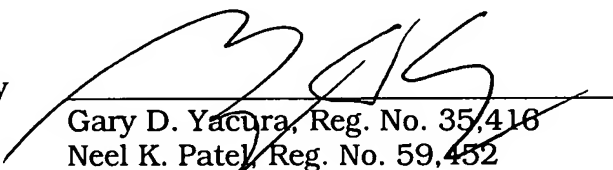
Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Gary D. Yacura, at the telephone number of the undersigned below.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

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By



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